

AGENDA

CHARLOTTE COUNTY CODE ENFORCEMENT BOARD MEETING

Administration Center, County Commission Meeting Room #119
18500 Murdock Circle, Port Charlotte, Florida 33948-1094

May 5, 2011, 9:00 a.m.

The Charlotte County Commission meeting room (Room #119) is accessible to the physically disabled. However, if you need assistance or require auxiliary aids and services please contact our office at 941-743-1392. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Desk. If Sound Enhancement Units are insufficient for you, please contact our office TTY # 941-743-1234.

I. **CALL TO ORDER**

II. **ROLL CALL**

III. **SWEARING IN OF ALL THOSE GIVING TESTIMONY TODAY**

IV. **NEXT MEETING DATE**
June 1, 2011

V. **APPROVAL OF MINUTES**
April 7, 2011

VI. **AGENDA CHANGES**
To be announced

VII. **CONSENT - AFFIDAVITS OF NONCOMPLIANCE FINES**

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately. **Each case has been assessed with an additional \$18.50 for the cost of recording the lien.**

- A. **Case No. 2008-674**, Joseph Cracchiolo & Kathleen Baten, 125 Sao Luiz Street, Punta Gorda – Third Affidavit of Noncompliance - \$12,468.50. CB
- B. **Case No. 2009-051**, Pablo Valls, 338 Biltmore Street, Port Charlotte – Second Affidavit of Noncompliance - \$118.50. DD
- C. **Case No. 2009-081**, Jerry Wayne Wingo, Jr., 21067 Lawson Avenue, Port Charlotte – Fourth Affidavit of Non Compliance - \$5, 318.50. RL
- D. **Case No. 2009-205**, Wolfgang Beauguard, 5160 Munhall Street, Port Charlotte – Second Affidavit of Noncompliance - \$118.50. DD

- E. **Case No. 2009-334**, Irving Holguin, 21059 Exmore Avenue, Port Charlotte – Fourth Affidavit of Non Compliance - \$3,218.50. RL
- F. **Case No. 2009-351**, Walter May & Elaine May, 18154 Brazil Avenue, Port Charlotte – Third Affidavit of Noncompliance - \$9,318.50. LR
- G. **Case No. 2009-376**, Michael Carnovale, 21306 Cottonwood Avenue, Port Charlotte – Fourth Affidavit of Noncompliance - \$6,818.50. RL
- H. **Case No. 2008-02-0016C**, Oliver Mercier, 180 Roselle Court, Port Charlotte – Affidavit of Noncompliance - \$118.50. RT
- I. **Case No. 2009-08-0188C**, Nicole Flanary, 814 West Tarpon Boulevard, Port Charlotte – Second Affidavit of Non Compliance - \$468.25. RL
- J. **Case No. 2009-10-0194C**, Robert Strickler & Anne Strickler, 22467 Delhi Avenue, Port Charlotte – Affidavit of Non Compliance - \$118.50. CB
- K. **Case No. COD-10-00174**, Phillip Herndon, Jr. & Marie Myers, 290 Spring Lake Boulevard, Port Charlotte – Affidavit of Noncompliance - \$118.50. RT
- L. **Case No. COD-10-00290**, Lawrence Avenue Realty, 128 Mariner Lane, Rotonda West – Second Affidavit of Non Compliance - \$14,418.50 . DN
- M. **Case No. COD-10-00482**, Victor M Fernandes & Jennifer R. Fernandes, 14166 Saul Lane, Port Charlotte – Affidavit of Non Compliance - \$118.50 . DN
- N. **Case No. COD-10-00514**, CS Paradiso Holdings, LLC, 6175 Cromwell Street, Englewood – Affidavit of Non Compliance - \$493.50 . DN
- O. **Case No. COD-10-00589**, Robert Kiernan & Ellen Vurgaropulos, 17328 Harris Avenue, Port Charlotte – Affidavit of Non Compliance - \$118.50. LR
- P. **Case No. COD-10-00661**, David Lutz & Dana Lutz, 9374 Fruitland Avenue, Englewood – Affidavit of Non Compliance - \$118.50 . DN
- Q. **Case No. COD-10-00718**, Paul Carpenter, 2611 Lakeshore Circle, Port Charlotte – Affidavit of Noncompliance - \$118.50. RL
- R. **Case No. COD-10-00730**, Jack Delaney & Esther Delaney, 881 Riviera Lane, Port Charlotte – Affidavit of Non Compliance - \$118.50. LR

VIII. OLD BUSINESS

- A. **Case No. COD-10-01182**, Liquidation Properties, Inc., n/k/a CITI Property Holdings, Inc., 354 Rio Vista Avenue, Punta Gorda [IPMC Sections 303.2, 304.1.1(6), 108.1.1, 304.2, & 302.7] Served – **This case was continued from the March 2, 2011, hearing** TAG

IX. NEW BUSINESS

- A. **Case No. COD-10-00016**, Timothy Parks & Marilyn Giese, 7299 Beardsley Street, Englewood [Section 3-9-61; & FBC Sections 105.4 & 109.3] Served DN
- B. **Case No. COD-10-00577**, Martin Carroll & Michele Carroll, 300 Kettle Harbor Drive, Placida [Section 3-9-5(b) & FBC Section 105.1] Served DN
- C. **Case No. COD-10-01403**, Branaislov Simic & Darlene Simic, 9219 Belgrade Terrace, Englewood [Sections 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1] Served DN
- D. **Case No. COD-10-01424**, JLM Tampa, Inc., 100 Gasparilla Way, Placida [Section 3-9-5(b) & FBC Section 105.1] Served DN
- E. **Case No. COD-11-00028**, Marcia Mercado, 9439 Acco Avenue, Englewood [Sections 3-9-5(b), 3-9-33(d), & 3-9-82.1, & FBC Section 105.1; & IPMC Sections 301.2, 301.3, 304.13, 304.13.1, & 304.13.2] Served DN
- F. **Case No. COD-11-00534**, Michael Kelly, 1165 South Lane, Englewood [Sections 3-9-32(d), 3-9-82.1, & 3-9-91] Served DN
- G. **Case No. COD-10-01013**, Brian Schebel, Jennifer Walker, & LaSalle Bank National Association, 21354 Percy Avenue, Port Charlotte [Sections 2-5-72, 3-2-115, 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 301.2, 301.3, 304.6, 304.7, 304.13, 304.13.1, & 604.3] Served RL
- H. **Case No. COD-10-01782**, Matthew Berleue & Kristen Berleue, 20407 Spangler Terrace, Port Charlotte [Sections 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Sections 105.1, 105.4, & 109.3; & IPMC Sections 301.2, 301.3, 302.1, 304.13, 304.13.1, 304.15, & 604.3] Served RL
- I. **Case No. COD-10-01863**, Fred Avila, 2134 Starlite Lane, Port Charlotte [Sections 2-5-72, 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 301.2, 301.3, 304.2, 304.4, 304.6, 304.7, 304.13, 304.13.1, & 604.3] Served RL
- J. **Case No. COD-11-00398**, Terry Acosta & BAC Home Loans, 21580 Olean Boulevard, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1] Served RL

- K. **Case No. COD-11-00431**, Carlos Ferrer, Ginettajo Ferrer, & BAC Home Loans, 21913 Felton Avenue, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1; & IPMC Sections 301.2, 301.3, 302.7, 303.1, 304.13, 304.13.1, & 604.3] Served RL
- L. **Case No. COD-10-00866**, Oak Trees on the West, Inc., 417 Ricold Circle, Port Charlotte [FBC Sections 105.4 & 109.3] Served DD
- M. **Case No. COD-10-01313**, CC Properties & Lands Development, LLC, 17 Ferdon Circle, Port Charlotte [FBC Sections 105.4 & 109.3] Served DD
- N. **Case No. 2007-05-0317C**, Anne Swift & Charles Swift, 11195 Tamiami Trail, Punta Gorda [Section 3-9-43(d) & FBC Sections 106.1.1, 105.4, & 109.3] Served TAG
- O. **Case No. COD-11-00434**, Cypress, LLC, 11330 Sixth Avenue, Punta Gorda [FBC Sections 105.4 & 109.3] Served TAG
- P. **Case No. COD-11-00703**, Christopher Hall, 30097 Balsam Boulevard, Punta Gorda [Sections 3-9-32(d), 3-9-61, 3-9-82.1, & 3-9-91] Served TAG
- Q. **Case No. COD-10-01257**, James Spencer, 4346 Concert Street, Port Charlotte [Section 3-9-5(b); & FBC Sections 105.1, 105.4, & 109.3] Served LR
- R. **Case No. COD-10-01419**, Terry Davis, Jr. & Sally Nickeson, 3686 Dunreath Road, Port Charlotte [Section 3-9-5(b) & FBC Section 105.1] **Not Served**LR
- S. **Case No. COD-11-00149**, Charles Klaes & Karen Klaes, 18191 Summerdown Avenue, Port Charlotte [Sections 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 301.2 & 301.3] Served LR
- T. **Case No. COD-11-00492**, Dominick Fiorello, 18068 Poston Avenue, Port Charlotte [FBC Sections 105.4 & 109.3] Served LR
- U. **Case No. COD-10-00535**, John Sullivan, 149 Barre Drive, NW, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1; & FBC Sections 105.4 & 109.3] Served RT
- V. **Case No. COD-11-00109**, Amiee Thomas-Nazworth & Kevin Nazworth, 3267 Pinetree Street, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1] Served RT
- W. **Case No. COD-10-01310**, Bret Lang & Darlene Lang, 21256 Edgewater Drive, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1; & IPMC Sections 303.2, 304.2, 304.9, 304.13.1, & 604.3] Served RT
- X. **Case No. 2008-04-0239C**, Segura Nurys & Fernando Castellano, 3247 Jamestown Street, Port Charlotte [Sections 3-5-9(b), 2-5-72, & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 301.2, 301.3, 303.1, 304.1, 304.9, & 605.1] Served CB

- Y. **Case No. COD-10-00444**, Robert Rowe & Robin Dookie, 22196 Montrose Avenue, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1; FBC Sections 105.4 & 109.3; & IPMC Sections 304.1, 304.1.1, 304.1.8, 304.2, 304.6, 304.7, 304.13, 304.13.1, 304.13.2, 304.15, 305.1, 305.1.1, 305.3, & 604.1] Served CB
- Z. **Case No. COD-10-00788**, Chris Dinunno & Cecilia Perez, 23152 Cherry Avenue, Port Charlotte [Section 3-2-115; FBC Section 424.2.17.1; IPMC Section 303.2] Served CB
- AA. **Case No. COD-10-01515**, Eric Rajnish, 22448 Hernando Avenue, Port Charlotte [Sections 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 102.2, 304.1, 304.1.1, 304.2, 304.13, 304.13.1, 304.13.2, 304.15, 305.1, 305.1.1, 305.3, 504.1, & 605.1] Served CB

X. **STAFF AND BOARD MEMBER COMMENTS**

XI. **ADJOURNMENT**

If any person desires to appeal any decision with respect to any matter considered at these meetings, such person may need a record of the proceedings; for this purpose, such person may need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal is to be based.

Cases Dismissed or Cleared Before Meeting

Case No. COD-10-01626, Frank Talerico, 3380 Maple Terrace, Port Charlotte.

Case No. COD-10-01797, Naraine Surgrim & Rangama Surgrim, 1389 Arrow Street, Port Charlotte.

Case No. COD-11-00106, Phyllis Hoffman & Teresa Chamberlain, 2044 Willow Avenue, Englewood.

Case No. COD-11-00144, Rodney Stair, Diana Stair, & The Bank of New York, 1100 S Ware Avenue, Port Charlotte .

Case No. COD-11-00518, Terry Gross, 34271 Serene Drive, Punta Gorda.

Case No. COD-11-00526, Peter Phung & R. Patricia Phung, 7041 Alan Boulevard, Punta Gorda.

Case No. COD-10-00702, Glenn Turner, 5209 Forbes Terrace, Port Charlotte.

TOTAL CLEARED/DISMISSED: 6

CASES SCHEDULED FOR JANUARY 2011

Case No. COD-10-00804, David Wilcott, 3999 Conway Boulevard, Port Charlotte [Section 3-9-5(b), 3-9-32(d), 3-9-82.1, & 3-9-91] Posted – **Cont to Aug** RT

CASES SCHEDULED FOR FEBRUARY 2011

Case No. 2009-07-0290C, Lisa Blanchard, 27064 Ecuador Drive, Punta Gorda [FBC Sections 105.1, 105.4, & 109.3] Posted – Cont to Aug CB

Case No. 2009-09-0213C, Kevin Cheek & BAC Home Loans Servicing, 3119 Yukon Drive, Port Charlotte [FBC Sections 105.4 & 109.3] Served - Cont to Aug LR

Case No. 2009-09-0310C, Rolando Sosa & Alexandra Sosa, 24347 Peppercorn Road, Punta Gorda [FBC Sections 105.4 & 109.3] Served – Cont to Aug TAG

Case No. COD-10-00473, Lillian M. Taylor-Belobraydic and Anthony B. Taylor as Co-Trustees of the Lillian M. Taylor-Belobraydic Living Trust, Under Trust Agreement Dated October 21, 1998 & Restatement of Trust Dated October 15, 2008, 1000 Kings Highway, Lot 397 (a/ka 397 Jamaica Way), Punta Gorda [FBC Sections 105.4 & 109.3] Served - Cont to Aug CB

Case No. COD-10-00686, Marie Hodgdon, 21733 Edgewater Drive, Port Charlotte [FBC Sections 105.4 & 109.3] Served - Cont to July RT

Case No. COD-10-00808, Justin J. Sullivan, 430 Dalton Boulevard, Port Charlotte [FBC Sections 105.4 & 109.3] Posted – Cont to July RT

Case No. COD-10-01130, Placida Professional Center, 2851, 2861, 2861, & 2881 Placida Road, Englewood [FBC Sections 105.4 & 109.3] Served - Cont to August DN

Case No. COD-10-01131, Lemon Bay Resort, 8251, & 8255 Esther Street, Englewood [Section 2-5-72, FBC Sections 105.4, & 109.3] Served - Cont to June DN

Case No. COD-10-01224, Osbert Souvenir & Ann Souvenir, 20185 Midway Boulevard, Port Charlotte [IPMC Sections 304.9, 304.13, 604.3, & 605.1; & FBC Sections 105.4 & 109.3] Served – Cont to August, 2011 RT

Case No. COD-10-01337, Kevin Barnard & Cindy Barnard, 3273 Easy Street, Port Charlotte [Sections 2-5-72, 3-2-115, 3-9-5(b), 3-9-32(d), & 3-9-82.1; & IPMC Sections 102.2, 304.2, 304.7, 304.13, 304.13.1, & 604.3] **Not Served** RL

CASES SCHEDULED FOR MARCH 2011

Case No. 2009-09-0269C, David Wismer, 1707 Taylor Road, Punta Gorda [FBC Section 105.1] Served – **Continue to August, 2011** TAG

Case No. 2009-412, Leigh Elliott & Bill Nolan, 23064 Harborview Road, Unit #O, Port Charlotte [FBC Sections 105.1, 105.4, & 109.3] Served – Cont to Sept GW

Case No. 2007-11-0066C, William D. Hicks & Anne Louise Hicks, 4371 Point Court, Port Charlotte [FBC Sections 105.4 & 109.3] **Not Served but the case was continued by mistake. LR talked with owner & owner renewed permit but service was not obtained...if permit expires again and no finals obtained...will need to post the property.** LR

Case No. COD-10-01725, KLH Partners, LTD, 1625 S McCall Road, Englewood [Section 1-10-18, 3-2-145, 3-9-5(b), & 3-9-43(d)] Served- Cont to August DN

CASES SCHEDULED FOR APRIL 2011

Case No. 2009-380, Robert Swint & Debora Swint, 15160 Lakeland Circle, Port Charlotte [Sections 2-5-72, 3-9-32(d), & 3-9-82.1; & FBC Sections 105.4 & 109.3] Served - Cont to July DN

Case No. 2008-07-0222C, John Alessandro & Veronica Alessandro, 143 Creek Drive, Port Charlotte [Sections 3-9-32(d) & 3-9-61; & FBC Sections 105.4, 109.3, 424.2.17; & SHC Sections 101.6, 103.2, 304, 305.2, & 305.3] Served – Cont to Oct RT

Case No. 2009-03-0186C, Brian Hays, Agnes Hays, & Chase Home Finance, 110 Tobias Street, Port Charlotte [Sections 3-9-32(d) & 3-9-82.1; & FBC Sections 105.4 & 109.3] Served – Cont to Nov RL

Case No. 2009-05-0078C, Geraldine Madsen & David Engelmann, 2400 & 2408 Auburn Boulevard, Port Charlotte [Sections 3-9-32(d), 3-9-61, & 3-9-82.1; FBC Sections 105.4 & 109.3] Served - cont to Oct. LR

Case No. COD-10-00251, Gregory Garcia, 2297 Ednor Street, Port Charlotte [Sections 3-9-32(d), 3-9-61, & 3-9-82.1; & FBC Section 105.1; & SHC Sections 101.6, 304, 305.2, 305.3.2, & 305.12] Served – Cont to May RL

Case No. COD-10-01063, Norma Judy, 21104 Riddle Avenue, Port Charlotte [SHC Sections 101.6, 305.3, 305.16, & 307.5] Served – Kira will let me know when to continue this case to RL

Case No. COD-10-01302, Paul Vought & Justin Vought, 22118 Felton Avenue, Port Charlotte [Sections 3-2-214, 3-2-215, 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1; & IPMC Sections 102.2, 304.1, 304.2, 304.6, 304.13, 304.15, & 604.3] Served - Cont to October RL

Case No. COD-10-01505, Thomas Hensler, 3130 Lockwood Street, Port Charlotte [Section 3-9-32(f) & FBC Section 105.1] Served – Need Amended NOV CB

Case No. COD-10-01541, BAC Home Loans Servicing, 11905 Florence Avenue, Port Charlotte [FBC Sections 105.4 & 109.3] Served - cont to October DN

Case No. COD-10-01556, Virginia Malicki & Gary Malicki, 340 Dalton Boulevard, NE, Port Charlotte [FBC Sections 105.4 & 109.3] Served - Cont for Amended NOV RT

CASES SCHEDULED FOR MAY 2011

Case No. 2009-288, David Shpak & Roza Szpak, 7422 Spinnaker Boulevard, Englewood [FBC Sections 105.4 & 109.3] Served – Cont to Nov DN

Case No. 2008-01-0285C, Christopher Hall and Faith Hall, 22323 Queens Avenue, Port Charlotte [FBC Section 105.1, 105.4, & 109.3] Served **when served cont case to Nov** CB

Case No. 2008-07-0192C, Richard C. Jenkins, Susan L. Giglo-Jenkins, Frank S. Guagliardo, & Joann M. Giglo-Guagliardo, 8724 Grand Avenue, Placida [Section 3-9-5(b) & FBC Section 105.1] Posted – cont to June DN

Case No. 2009-04-0013C, Wybeka Gulsby, 11261 Third Avenue, Punta Gorda [Sections 3-9-5(b), 3-9-32(d), & 3-9-82.1; & FBC Section 105.1] Served – Cont to November TAG

Case No. 2009-07-00169C, Paul Harrington, Jr., 182 Beeney Road, Port Charlotte [FBC Sections 105.1, 105.4, & 109.3] Served – Cont to Dec RT

Case No. COD-10-00135, John Coccia, 157 Triangle Street, Port Charlotte [FBC Section 105.1] Served – Cont to Oct RL

Case No. COD-10-00687, Mavis Rowe, 22304 Niagara Avenue, Port Charlotte [FBC Sections 105.4 & 109.3] **Not Served** CB

Case No. COD-10-00698, Miguel Gomes & Cardina Gomes, 1382 Nimrod Street, Port Charlotte [FBC Sections 105.4 & 109.3] Served - Cont to Nov DD

Case No. COD-10-001006, Jerry Hartman, 168 Barre Drive, Port Charlotte [Sections 3-9-5(b), 3-9-32(d), 3-9-82.1, & 3-9-91, SHC Sections 101.6, 305.2, & 305.3.2; & FBC Section 105.1] Served – Cont until further notice from inspector (amended NOV) RT

Case No. COD-10-01300, Dennis Ellis & Grace Ellis, 1142 Yorkshire Street, Port Charlotte [FBC Section 105.4 & 109.3] Served - Cont to July RL

Case No. COD-10-01521, David LaSota, 1338 Yorkshire Street, Port Charlotte [Section 3-9-5(b) & FBC Section 105.1] Served – Cont to NOV RL

Case No. COD-10-01711, James McCurry, Jr., 22199 Felton Avenue, Port Charlotte [Sections 2-5-72, 3-9-32(d), 3-9-61, 3-9-82.1, & 3-9-91; FBC Sections 105.4 & 109.3; & IPMC Sections 301.2, 302.1, 302.7, 304.2, 304.6, 304.13, 304.13.1, & 304.15] Served – Cont to July RL

Case No. COD-10-01773, Astrid Caragol, 22080 Belinda Ave, Port Charlotte [Sections 3-9-32(d) & 3-9-91; & FBC Sections 105.4 & 109.3] **Not Served** RL

Case No. COD-10-01793, Salem Corporation & Sabal Trace Casino, LLC, 2672 Tamiami Trail, Port Charlotte [Sections 3-9-5(b), 3-9-95(h)(10 & (i) (1), & FBC Section 105.1] Served – **Cont to Nov** RL

Case No. COD-10-01866, Indrio Associates, Inc., 6478 San casa Drive, Englewood [Section 3-9-5(b) & FBC Section 105.1] Served – Cont to NOV DN

Case No. COD-11-00168, Jude Plummer & Kimberly Plummer, 18587 Robinson Avenue, Port Charlotte [FBC Sections 105.4 & 109.3] **Not Served** LR

Case No. COD-11-00298, Ronald Jansen, Jr. & Shari Jansen, 4007 Tamiami Trail, Port Charlotte [Section 3-9-5(b) & FBC Section 105.1] Served - Cont to NOV RT

Case No. COD-11-00320, Orville Lohr & Jane Lohr, 117 Sportsman Road, Rotonda West [Section 3-9-5(b) & FBC Section 105.1] Served – Cont to June DN

Case No. COD-11-00349, John Swick & Diane Swick, 720 El Dorado Drive, Punta Gorda [FBC Sections 105.4 & 109.3] Served – cont to July TAG

Case No. COD-11-00491, Federal National Mortgage Association, 30032 Oak Drive, Punta Gorda [Section 3-2-115; & FBC Sections 105.4 & 109.3] Served – Cont to August TAG

Case No. COD-11-00531, Diane Verner, Martin Vener, & Lauren Vener, 7051 Mifflin Street, Englewood [Section 3-9-5(b) & 3-9-32(d)] **Not Served** DN

Case No. COD-11-00737, Dale Perreira, 4094 Nettle Road, Port Charlotte [Sections 3-9-32(d), 3-9-62, & 3-9-82.1] Served – **need amended NOV** LR

Case No. COD-11-00864, Ivan Martinez, 16200 Wildwood Court, Punta Gorda [FBC Section 105.1 & IPMC Sections 304.1, 304.7, 304.15, 305.1, 305.3, & 604.3] **Not Served** TAG